

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

**UNITED SERVICES AUTOMOBILE
ASSOCIATION**

v.

PNC BANK N.A.

§
§
§
§

**CIVIL ACTION NOS. 2:21-CV-00246-JRG
2:22-CV-00193-JRG**

**MINUTES FOR JURY TRIAL DAY NO. 3
HELD BEFORE U. S. DISTRICT JUDGE RODNEY GILSTRAP
September 14, 2022**

OPEN: 08:37 AM

ADJOURN: 6:06 PM

ATTORNEYS FOR PLAINTIFF: See attached

ATTORNEYS FOR DEFENDANT: See attached

LAW CLERKS: Katie Albanese
Ryan Davies
Harris Huguenard

COURT REPORTER: Shawn McRoberts, RMR, CRR

COURTROOM DEPUTY: Andrea Brunson, CP

TIME	MINUTE ENTRY
08:37 AM	Court opened.
08:37 AM	Exhibits used prior day read into the record.
08:40 AM	Jury entered the courtroom.
08:41 AM	Continuation of PNC's case-in-chief.
08:41 AM	Witness sworn. Direct examination of Mr. Alexander Goodstein by Mr. Lantier.
08:52 AM	Objection made.
08:52 AM	Jury retired to jury room.
08:52 AM	Court instructed counsel and heard argument outside presence of the jury.
08:57 AM	Jury returned to courtroom.
08:57 AM	Court made rulings as set forth in the record.
08:57 AM	Continuation of direct examination of Mr. Alexander Goodstein by Mr. Lantier.
09:06 AM	Cross examination of Mr. Alexander Goodstein by Mr. Sheasby.
09:38 AM	Bench conference.
09:40 AM	Bench conference concluded.
09:40 AM	Continuation cross examination of Mr. Alexander Goodstein by Mr. Sheasby.
09:56 AM	Redirect examination of Mr. Alexander Goodstein by Mr. Lantier.
10:09 AM	Completion of testimony of Mr. Alexander Goodstein.

TIME	MINUTE ENTRY
10:09 AM	Jury recessed for break.
10:10 AM	Recess.
10:23 AM	Court reconvened.
10:23 AM	Mr. Sheasby presented a matter to the Court.
10:25 AM	Response provided by Mr. Lantier.
10:26 AM	Court provided instruction as set forth in the record.
10:27 AM	Jury returned to courtroom.
10:28 AM	Witness sworn. Direct examination of Mr. Stephen Gray by Mr. Mueller.
11:15 AM	Cross examination of Mr. Stephen Gray by Mr. Sheasby.
11:57 AM	Bench conference.
11:58 AM	Bench conference concluded.
11:58 AM	Continuation cross examination of Mr. Stephen Gray by Mr. Sheasby.
11:59 AM	Redirect examination of Mr. Stephen Gray by Mr. Mueller.
12:17 PM	Recross examination of Mr. Stephen Gray by Mr. Sheasby.
12:18 PM	Completion of testimony of Mr. Stephen Gray.
12:19 PM	Jury recessed for lunch break.
12:19 PM	Recess.
01:26 PM	Court reconvened.
01:27 PM	Jury returned to courtroom.
01:28 PM	Witness sworn. Direct examination of Mr. David Peterson by Mr. Lantier.
01:33 PM	Bench conference.
01:34 PM	Bench conference concluded.
01:35 PM	Continuation direct examination of Mr. David Peterson by Mr. Lantier.
01:43 PM	Bench conference.
01:43 PM	Bench conference concluded.
01:43 PM	Continuation direct examination of Mr. David Peterson by Mr. Lantier.
02:07 PM	Cross examination of Mr. David Peterson by Mr. Sheasby.
02:18 PM	Bench conference.
02:20 PM	Bench conference concluded.
02:20 PM	Continuation cross examination of Mr. David Peterson by Mr. Sheasby.
02:34 PM	Bench conference.
02:36 PM	Bench conference concluded.
02:36 PM	Court instructed jury to disregard portion of testimony.
02:37 PM	Continuation cross examination of Mr. David Peterson by Mr. Sheasby.
02:37 PM	Redirect examination of Mr. David Peterson by Mr. Lantier.
02:42 PM	Recross examination of Mr. David Peterson by Mr. Sheasby.
02:43 PM	Completion of testimony of Mr. David Peterson.
02:44 PM	Jury recessed for break.
02:45 PM	Court instructed counsel to work collectively and submit by 3:00 PM tomorrow by email to Court staff an updated jointly proposed final jury instruction and verdict form (in Word format).
02:46 PM	Recess.
03:01 PM	Court reconvened.
03:01 PM	Off the record.
03:01 PM	On the record.

TIME	MINUTE ENTRY
03:02 PM	Jury returned to courtroom.
03:03 PM	Witness sworn. Direct examination of Dr. Chris Vellturo by Ms. Smith.
03:08 PM	Courtroom sealed.
03:09 PM	Continuation direct examination of Dr. Chris Vellturo by Ms. Smith.
03:25 PM	Bench conference.
03:27 PM	Bench conference concluded.
03:27 PM	Cross examination of Dr. Chris Vellturo by Ms. Glasser.
03:43 PM	Redirect examination of Dr. Chris Vellturo by Ms. Smith.
03:47 PM	Completion of testimony of Dr. Chris Vellturo.
03:47 PM	Witness sworn.
03:48 PM	Courtroom unsealed.
03:49 PM	Direct examination of Ms. Julie Davis by Ms. Smith.
04:06 PM	Bench conference.
04:10 PM	Bench conference concluded.
04:10 PM	Continuation direct examination of Ms. Julie Davis by Ms. Smith.
04:11 PM	Objection made.
04:11 PM	Jury retired to jury room.
04:12 PM	Court instructed counsel and heard argument outside presence of the jury.
04:43 PM	Jury returned to courtroom.
04:43 PM	Continuation direct examination of Ms. Julie Davis by Ms. Smith.
04:51 PM	Courtroom sealed.
04:51 PM	Continuation direct examination of Ms. Julie Davis by Ms. Smith.
05:02 PM	Cross examination of Ms. Julie Davis by Mr. Sheasby.
05:24 PM	Bench conference.
05:26 PM	Bench conference concluded.
05:26 PM	Continuation cross examination of Ms. Julie Davis by Mr. Sheasby.
05:43 PM	Bench conference.
05:46 PM	Bench conference concluded.
05:46 PM	Redirect examination of Ms. Julie Davis by Ms. Smith.
05:47 PM	Courtroom unsealed.
05:47 PM	Continuation redirect examination of Ms. Julie Davis by Ms. Smith.
05:53 PM	Courtroom sealed.
05:53 PM	Continuation redirect examination of Ms. Julie Davis by Ms. Smith.
05:58 PM	Courtroom unsealed.
05:58 PM	Recross examination of Ms. Julie Davis by Mr. Sheasby.
06:03 PM	Additional redirect examination of Ms. Julie Davis by Ms. Smith.
06:04 PM	Completion of testimony of Ms. Julie Davis.
06:04 PM	Jury recessed until 8:30 AM tomorrow morning.
06:06 PM	Court reminded parties to continue with their meet and confer efforts re: overnight disputes. Court will be available in chambers in the morning to meet with counsel to address same.
06:06 PM	Court adjourned.